

REMARKS

Currently pending in this application are claims 64 – 89 and 91. Claims 1 - 63 and 90 were canceled in prior amendments.

THE AMENDMENTS AND §112 REJECTIONS

Claims 64, 74 and 82 have been amended to recite “resid fuel composition” as suggested by the examiner. This addresses the examiner’s rejection of those claims under 35 USC §112. Claims 65 – 73, 75 – 81 and 84 – 89 have been amended to recite “resid fuel composition” to be consistent with the independent claims.

Claim 71 has been amended to delete resid fuel from the Markush group and to remove the first occurrence of “and.” This addresses the examiner’s rejection of this claim under 35 USC §112.

Claims 78 and 88 have been amended to delete the reference to resid fuel in the Markush group. This addresses the examiner’s rejection of those claims under 35 USC §112.

Claim 82 has been amended to read “fuel and.” This addresses the examiner’s rejection of this claim.

OBVIOUSNESS-TYPE DOUBLE PATENTING

The examiner rejected claims 64 – 89, 95 – 97 and 101 – 103 under the judicially created doctrine of obviousness-type double patenting in view of co-pending applications 10/084,236; 10/084,237 and 10/084,831. Applicant hereby submits a terminal disclaimer which limits the term of any patent which may issue from this application to the term of any patent which may issue from this applications. This obviates the examiner’s rejection of the claims.


CONCLUSIONS

Applicant submits that the pending claims are in condition for allowance.

Applicant believes that no fee due with this response. However, if fees are due, please charge our Deposit Account No. 06-2375, under Order No. P02917US9 from which the undersigned is authorized to draw.

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Respectfully submitted,

By 

John E. Schneider

Registration No.: 31,998

FULBRIGHT & JAWORSKI L.L.P.

1301 McKinney, Suite 5100

Houston, Texas 77010-3095

(713) 651-5151

(713) 651-5246 (Fax)

Attorney for Applicant